



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Braithwaite, P.

Attorney Docket: 2245/109

Serial No.: 10/088,843

Art Unit: 3761

Filing Date: July 12, 2002


Examiner: Dawson, G.K.

Invention: **Improvements in Drug Delivery Devices
Moisture Resistant Coating**

Date: September 20, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope as first class mail with sufficient postage addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 20, 2004.


Alexander Smolenski

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.116-EXPEDITED PROCEDURE

EXAMINING GROUP 3761

Dear Sir:

The Applicant thanks the Examiner for the final office action mailed July 20, 2004, and offer the following amendments and remarks.

Amendments to the Specification begin on page 2.

A listing of the **Pending Claims** begin on page 3.

Remarks begin on page 5.



Practitioner's Docket No. 2919/103 (formerly 2245/109)

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Philip Braithwaite

Application No.: 10/088,843

Group No.: 3761

Filed: 07/12/2002

Examiner: Dawson, Glenn K

For: Medicament Delivery Device with Moisture Resistant Coating

**RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
3761**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

STATUS

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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TRANSMISSION

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Signature

Date: September 20, 2004

Alexander J. Smolenski, Jr.

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit Fee
Total	20	Minus	21	= 0	x \$18 =	\$0
Indep	1	Minus	3	= 0	x \$86 =	\$0
First Presentation of Multiple Dependent Claim					+ \$290 =	\$0
					Total Addit. Fee	<u>\$0</u>

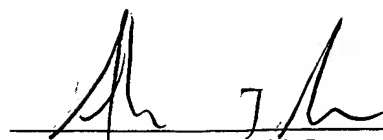
- * If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3;
** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
*** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Account No. 19-4972.
- If any additional fee for claims is required, charge Account No. 19-4972.

Date: September 20, 2004

A handwritten signature in black ink, appearing to read 'A. J. Smolenski, Jr.', is written over a horizontal line.

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